

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

ELSMERE PARK CLUB, L.P., a	)	
Delaware limited partnership,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. 04-1321-SLR
	)	
TOWN OF ELSMERE, a Delaware	)	
Municipal corporation,	)	
ELLIS BLOMQUIST, EUGENE BONEKER,	)	
and JOHN GILES,	)	<u>JURY TRIAL DEMANDED</u>
	)	
Defendants.	)	

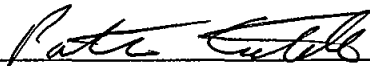
**PLAINTIFF'S MOTION TO STRIKE EXHIBIT A ATTACHED TO THE 9/22/05**  
**AFFIDAVIT OF LIZA H. SHERMAN**

For the reasons stated in *Plaintiff's Answering Brief in Opposition to Defendants' Motion In Limine to Exclude the Expert Report and Testimony of David J. Wilk and Plaintiff's Opening Brief in Support of Its Motion to Strike Exhibit A Attached to the 9/22/05 Affidavit of Liza H. Sherman*, Plaintiff hereby moves the Court to enter an order striking Exhibit A attached to the September 22, 2005 Affidavit of Liza H. Sherman (D.I. 58; also found at A-225-232 of D.I. 65).

Respectfully submitted,

Dated: October 14, 2005

KLEHR, HARRISON, HARVEY,  
BRANZBURG & ELLERS LLP




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**STATEMENT PURSUANT TO LOCAL RULE 7.1.1**

Undersigned counsel for Plaintiff hereby affirms that before filing the foregoing Motion to Strike counsel made a reasonable effort to reach an agreement with the Defendants' counsel but was unsuccessful.

Dated: October 14, 2005

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